ESTTA Tracking number:

ESTTA723704 01/29/2016

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215657
Party	Plaintiff Goya Foods, Inc.
Correspondence Address	STEPHEN L BAKER BAKER AND RANNELLS PA 92 E. Main St., Suite 302 SOMERVILLE, NJ 08876 UNITED STATES officeac- tions@br-tmlaw.com,s.baker@br-tmlaw.com,k.hnasko@br-tmlaw.com,s.cesaro @br-tmlaw.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	John M. Rannells
Filer's e-mail	jmr@br-tmlaw.com, s.baker@br-tmlaw.com, k.hnasko@br-tmlaw.com
Signature	/John M. Rannells/
Date	01/29/2016
Attachments	GFI 1st Notice Reliance Goya regs.pdf(3924860 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC.

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant.

Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

Please take notice that Opposer, Goya Foods, Inc. ("Opposer"), pursuant to 37 CFR §2.122(d)(2), is hereby noticing its reliance on the following:

Official Records of the U.S. Patent and Trademark Office, namely the TESS/TSDR online database records for the following registrations owned by Opposer showing both the current status of (i.e., "Live") and current title (i.e., Opposer) to the registration. Copies of the registration records are annexed hereto.

MARK	REGISTRATION NO.	GOODS
GO GOYA	1774726	Class 30 – Spices
		1

GOYA 2502127 Class 29 - Processed fru and vegetables; dried fru and vegetables; mea seafood and fish; applesau and cranberry saud processed olives; dried co husks; snack foods, namel plantain chips, potato chip yucca chips and pork rind processed nuts and process edible seeds; jams, jellies at fruit preserves; pickled processed garlic, process artichokes; process pimentos; tomato pas processed hot peppers; sour
and vegetables; mea seafood and fish; applesau and cranberry saud processed olives; dried con husks; snack foods, named plantain chips, potato chip yucca chips and pork rind processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed artichokes; processed artichokes; processed pimentos; tomato past processed hot peppers; sour
seafood and fish; applesau and cranberry saud processed olives; dried con husks; snack foods, named plantain chips, potato chip yucca chips and pork rind processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed garlic, processed artichokes; processed pimentos; tomato past processed hot peppers; soup
and cranberry saud processed olives; dried con husks; snack foods, named plantain chips, potato chip yucca chips and pork rind processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed artichokes; processed processed hot peppers; sour
processed olives; dried conhusks; snack foods, namely plantain chips, potato chip yucca chips and pork rind processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed artichokes; processed processed processed hot peppers; soupprocessed h
husks; snack foods, named plantain chips, potato chip yucca chips and pork rince processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed artichokes; processed processed processed processed hot peppers; soup processed hot peppers; soup plantain chips, potato chip yucca chips and processed nuts and processed nuts and processed nuts and processed processed nuts and processed processed nuts and processed processed nuts and processed nuts and processed processed nuts and processed nuts an
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yucca chips and pork rince processed nuts and processed edible seeds; jams, jellies at fruit preserves; pickled processed garlic, processed artichokes; processed processed processed processed processed processed processed hot peppers; soupprocessed hot peppers; soupprocessed hot peppers; soupprocessed hot peppers;
processed nuts and process edible seeds; jams, jellies at fruit preserves; pickle processed garlic, process artichokes; process pimentos; tomato pas processed hot peppers; sou
edible seeds; jams, jellies at fruit preserves; pickled processed garlic, process artichokes; process pimentos; tomato pas processed hot peppers; soup
fruit preserves; pickle processed garlic, process artichokes; process pimentos; tomato pas processed hot peppers; soup
processed garlic, process artichokes; process pimentos; tomato pas processed hot peppers; sou
artichokes; process pimentos; tomato pas processed hot peppers; sou
pimentos; tomato pas processed hot peppers; sour
processed hot peppers; sou
1
meat extracts, and bouillo
edible oils and fats; prepar
entrees consisting primari
GOYA 1354559 Class 32 - Malta, namely
a non-alcoholic malt
GOYO 3532388 Class 29 - Process
vegetables; Class 30 -spic
and seasonings; adobo;
Class 32 - non-alcoho
GOYA 0764033 <u>Class 29</u> - Coffee and
IF IT IS GOYA IT 3001516 edible olive oil Class 30 - Tomato saud
, and a same, and a same, and a same
salsa, ketchup; hot pepp
spice; alimentary pas
bakery goods, barbed
sauce, biscu
breadcrumbs, burritos, cano
capers, cereal based sna
foods, spices and seasoning
tortilla chips, chocolate
baking, coffee, corn chi
cookies, crackers, custare
empanadas, enchiladas, froz
entrees consisting primarily

		syrup, flour; grain based food
		beverages, food starch; flavored,
		sweetened gelatin desserts;
		honey; noodles; picante sauce,
		puddings, chili sauce; table
		syrup, taco chips, tamales;
		vinegar, cocoa, pastries; rice,
		prepared entrees consisting
:		primarily of rice, tapioca, yeast,
		treacle, salt, condiments,
		1 ' ' 1
		namely, sofrito, adobo, sazon,
		recato, marinades and mojo;
		wine sauce for cooking; food
		extracts consisting of a
		combination of annatto and
		lard used to flavor and color
		foods; com tortilla mix, corn
		meal, frozen confections, and
		cornmeal fritter mix; wine
		vinegar.
IF IT IS GOYA IT HAS	0942879	Class 29- Canned vegetables.
TO BE GOOD and Design		
SI ES GOYA TIENE QUE	1122501	Class 30 - Crackers.
SER BUENO		
SI ES GOYA TIENE QUE	4210054	Class 32 - Fruit beverages; Fruit
SER BUENO		drinks; Fruit-based beverages;
		Fruit-flavored beverages; Non-
		alcoholic beverages containing
		fruit juices.
JOYAS DE GOYA	1859228	Class 30 - Rice, spices, coffee
JOYAS DE GOYA	1860499	Class 32 - Fruit drinks, soft
		drinks, and syrups for beverages.
GOYA	1689199	Class 30 - Coffee.
GOYA	3640777	Class 43 – Carry-out services for
		restaurants; Catering; Catering
		of fast-foods in cafeterias:
		Catering of food and drinks:
		Restaurant and catering services:
		Restaurant, bar and catering
		services, Fast-food restaurants:
		Food preparation services:
		Preparation of food and
		beverages; Restaurant services:
		Coffee-house and snack-bai
		services; Snack-bars; Serving
		food and drinks.

GOYA LATIN CAFE	3654004	Class 43 - Carry-out restaurants;
		Fast-food restaurants; Fast-food
		restaurants and snack-bars;
		Food preparation services;
		Restaurant services; Snack-
		bars.
GOYA	3570054	Class 29 - Applesauce; Artichoke
		paste; Bouillon; Cheese; Cheese
		food; Chili; Cranberry sauce;
		Dairy products excluding ice
		cream, ice milk and frozen
		yogurt; Dried fruit and
		vegetables; Dried fruit mixes;
		Dried fruits; Dried meat; Edible
		fats; Edible oils; Fish; Fish
		croquettes; Frozen fruits; Frozen
		vegetables; Fruit paste; Fruit
		preserves; Fruit-based snack
		food; Instant or pre-cooked
		soup; Jams; Lard; Meat; Meat
		extracts; Milk; Olive oil; Pickled
		vegetables; Pork; Pork rinds;
	Section 1	Poultry; Preserved fruits;
		Processed artichokes; Processed
		coconut; Processed meat;
		Processed olives; Processed
		vegetables; Seafood; Snack mix
		consisting primarily of
		processed fruits, processed nuts
		and/or raisins; Soups;
		Vegetable chips; vegetable oils;

Vegetable- based snack foods; vegetable, fish, and meat croquettes.

<u>Class 30</u> - Alimentary paste; Bakery desserts; Bakery goods; Barbecue sauce; Burritos; Candy; Capers; Chocolate: Chocolates and chocolate based ready to eat candies and snacks; Cocoa; Coffee; Corn fritters; Custards; Dumplings; Empanadas; Enchiladas; Fajiats; Fish dumplings; Flour; Food seasonings; Frozen confections; Grain-based food beverages; Grain-based foods: snack Hominy; Honey; Hot sauce; Marinades; Mixes for bakery goods; Mixes for making baking batters; Mixes making batter for hushpuppies; Mixes for making batters for fried foods; Noodles; Pastries; Pepper; Picante sauce; Rice; Rice- based snack foods; Salsa; Sauces; Seasoned coating for meat, fish, poultry; Seasoned coating mixtures for foods: Seasonings; Snack cakes: Spices; Taco chips; Tacos; Tamales; Tapioca; Tomato sauce; Tortilla chips; Tortillas; Vinegar; Wine vinegar.

<u>Class 32</u> - Fruit nectars; Fruits drinks and fruit juices; Non-alcoholic malt beverage; Soft drinks; Syrups for making soft drinks; Vegetable juice.

GOYA	3825092	Class 35 - Computerized online retail store services in the field of foods and beverages; Retail grocery stores; Retail store services featuring foods and beverages.
GOYA	1695011	<u>Class 43</u> - Catering services.
GOYA	0962193	Classes 29, 30, 32 - Beef stew, vienna sausage, canned fruit juices, cereal, cornmeal, hominy, crackers, edible oils, com oil, olive oil, fruit syrup, sesame seed syrup, grape juice, jellies and preserves, mayonnaise, olives, rice, soups, spaghetti, spices, salt, pepper, oregano, vinegar, flavoring extracts, meat sauce, sweet chocolate, tomato sauce, cheese, cream of coconut, canned vegetables, papaya nectar, peach nectar, guava nectar, spaghetti and meat balls, meat sauce and condiment, breadfuit; prepared seafood - namely, shrimp, spiced shrimp, and lobster gumbo, canned fish, pasteles, Puerto rican sancocho, fruit cocktail, prepared coconut,
GOYA	1283430	Class 25 - Hats, Jackets and Shirts
GOYA	2653723	Class 16 - Pens, posters, aprons, drinking utensils and cookbooks.

The registrations are relevant to the issue of likelihood of confusion, including but not limited to the following factors: Opposer's priority and standing, the similarity of look, sound, meaning and commercial impression of the respective marks of the parties, the similarity of and/or the relatedness of the goods/services offered and/or sold by the parties under their respective marks, the similarity of channels of trade through which goods/services of the same

nature are generally and customarily marketed, advertised, offered for sale and sold, the similarity of buyers to whom products are offered and/or sales are made, and the strength of Opposer's pleaded marks.

Respectfully submitted,

BAKER and RANNELLS PA

John M. Rannells
Attorney for Opposer
575 Route 28, Suite 102
Raritan, New Jersey 08869
(908) 722-5640
jmr@br-tmlaw.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was forwarded by first class postage prepaid mail by depositing the same with the U.S. Postal Service on this 24th day of January, 2016 to counsel for Applicant at the following address:

Dennis F Gleason Jardim Meisner & Susser PC 30b Vreeland Rd, Ste 201 Florham Park, NJ 07039

*John M. Rannells/*John M. Rannells

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

:

Opposer,

GO S GO

: Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

v.

: Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT

Reg. No. 1774726



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Typed Drawing

Word Mark

GO GOYA

Goods and Services IC 030. US 046. G & S: spices. FIRST USE: 19921201. FIRST USE IN COMMERCE: 19921201

Mark Drawing Code (1) TYPED DRAWING

Serial Number

74177006

Filing Date

June 17, 1991

Current Basis

1A

Original Filing

1B

Basis

Published for

Opposition

March 10, 1992

Registration

Number

1774726

Registration Date

June 1, 1993

Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 Seaview Drive

Secaucus NEW JERSEY 07096

Attorney of Record

Stephen L. Baker

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20121106.

Renewal

2ND RENEWAL 20121106

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Mark: GO GOYA

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this case.

US Serial Number: 74177006

Application Filing Date: Jun. 17, 1991

US Registration Number: 1774726

Registration Date: Jun. 01, 1993

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 06, 2012

Publication Date: Mar. 10, 1992

Notice of Allowance Date: Jun. 02, 1992

▲ Mark Information

▼ Expand All

▼ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: spices

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 01, 1992

Use in Commerce: Dec. 01, 199:

- ▲ Basis Information (Case Level)
- **▼** Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

- **▲** Attorney/Correspondence Information
- ▲ Prosecution History
- ▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 01, 2013

- ▲ TM Staff and Location Information
- Assignment Abstract Of Title Information Click to Load
- → Proceedings Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

Opposer,

v. : GOZEN EVO

: Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

: Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

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Record 14 out of 20

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GOYA

Word Mark

GOYA

Goods and **Services**

IC 029. US 046. G & S: Processed fruits and vegetables; dried fruits and vegetables; meats; seafood and fish; applesauce and cranberry sauce; processed olives; dried corn husks; snack foods, namely, plantain chips, potato chips, yucca chips and pork rinds; processed nuts and processed edible seeds; iams, jellies and fruit preserves; pickles; processed garlic, processed artichokes; processed pimentos; tomato paste; processed hot peppers; soups; meat extracts, and bouillon; edible oils and fats; prepared entrees consisting primarily of meat, poultry, fish or vegetables; milk; cheese; and lard. FIRST USE: 19390800. FIRST USE IN COMMERCE: 19390800

Mark Drawing

Code

(1) TYPED DRAWING

Serial Number 78004128 **Filing Date**

April 14, 2000

Current Basis 1A

Original Filing Basis

Published for Opposition

August 7, 2001

Registration Number

2502127

Registration Date

October 30, 2001

Owner (REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus NEW

JERSEY 07094

Attorney of

Stephen L. Baker Record

Prior

0962193;0966178

Registrations Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20111027.

Renewal

1ST RENEWAL 20111027

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NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

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STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: GOYA

GOYA

US Serial Number: 78004128

Application Filing Date: Apr. 14, 200

US Registration Number: 2502127

Registration Date: Oct. 30, 200

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 27, 2011

Publication Date: Aug. 07, 2001

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Processed fruits and vegetables; dried fruits and vegetables; meats; seafood and fish; applesauce olives; dried corn husks; snack foods, namely, plantain chips, potato chips, yucca chips and pork edible seeds; jams, jellies and fruit preserves; pickles; processed garlic, processed artichokes; proprocessed hot peppers; soups; meat extracts, and bouillon; edible oils and fats; prepared entrees

fish or vegetables; milk; cheese; and lard

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1939

Use in Commerce: Aug. 1939

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Oct. 30, 2011

TM Staff and Location Information

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

v.

Opposition No.: 91215657

Opposer,

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Ser. No.: 86037364 Applicant.

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT

Reg. No. 1354559

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Typed Drawing

ASSIGN Status

Word Mark GOYA

Goods and IC 032. US 048. G & S: MALTA, NAMELY A NON-ALCOHOLIC MALT BEVERAGES, FIRST USE:

Services 19590406. FIRST USE IN COMMERCE: 19590406

Mark Drawing

Code (1) TYPED DRAWING

Serial Number 73485909

Filing Date June 18, 1984

Current Basis 1A
Original Filing

Basis 1A

Published for June 4

Opposition June 4, 1985
Registration

Number 1354559

Registration Date August 13, 1985

Owner (REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 SEAVIEW DRIVE

SECAUCUS NEW JERSEY 07094

Attorney of Record STEPHEN L. BAKER

Prior Registrations 0391069;0625975;0635283;1122501;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL-2(F)

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140906.

Renewal 2ND RENEWAL 20140906

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Back to Search

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Mark: GOYA

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US Serial Number: 73485909

Application Filing Date: Jun. 18, 198

US Registration Number: 1354559

Registration Date: Aug. 13, 198

Register: Principal

Mark Type: Trademark

Status Date: Sep. 06, 2014 Publication Date: Jun. 04, 1985

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

Status: The registration has been renewed.

· Brackets [..] indicate deleted goods/services;

• Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and

Asterisks *..* identify additional (new) wording in the goods/services.

For: MALTA, NAMELY A NON-ALCOHOLIC MALT BEVERAGES

International Class(es): 032 - Primary Class

U.S Class(es): 048

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 06, 1959

Use in Commerce: Apr. 06, 195

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Aug. 13, 2015

TM Staff and Location Information

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

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Opposer,

:

FROZEN SYOGURT

: Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

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Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

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OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT

Reg. No. 3532388



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GOYO

Word Mark GOYO

Goods and Services IC 029. US 046. G & S: Processed vegetables. FIRST USE: 20051225. FIRST USE IN

COMMERCE: 20051225

IC 030. US 046. G & S: spices and seasonings; adobo. FIRST USE: 20080817. FIRST USE

IN COMMERCE: 20080817

IC 032. US 045 046 048. G & S: non-alcoholic malt beverages, namely, malta. FIRST USE:

20050724. FIRST USE IN COMMERCE: 20050724

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78448554 Filing Date July 9, 2004

Filing Date July 9, 2004

Current Basis 1A
Original Filing Basis 1B

Published for September 27, 2005 Opposition

Registration Number 3532388

Registration Date November 11, 2008

Owner (REGISTRANT) Gova Foods, Inc. CORPORATION DELAWARE 100 Seaview I

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07096

Attorney of Record Stephen L. Baker

Prior Registrations 1515637

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

Live/Dead Indicator

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| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: GOYO

GOYO

US Serial Number: 78448554

Application Filing Date: Jul. 09, 200

US Registration Number: 3532388

Registration Date: Nov. 11, 200

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Dec. 03, 2013

Publication Date: Sep. 27, 2005

Notice of Allowance Date: Dec. 20, 200

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Processed vegetables

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 25, 2005

Use in Commerce: Dec. 25, 200

For: spices and seasonings; adobo

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 17, 2008

Use in Commerce: Aug. 17, 20(

For: non-alcoholic malt beverages, namely, malta

International Class(es): 032 - Primary Class

U.S Class(es): 045, 046, 04

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 24, 2005

Use in Commerce: Jul. 24, 200

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO GG FROZEN LYOGURT

: Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT

Reg. No. 0764033



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Start List At: OR Jump to record: Record 35 out of 35

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TTAB Status

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Drawing

Word Mark

GOYA

Goods and Services

IC 029 030. US 046. G & S: Coffee, and Edible Olive Oil. FIRST USE: 19390800. FIRST USE IN

COMMERCE: 19390800

Mark Drawing

Code

(1) TYPED DRAWING

Serial Number

72160704

Filing Date

January 15, 1963

Current Basis

1A

Original Filing

Basis

1A

Registration

Number

0764033

Registration Date

January 28, 1964

Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION NEW YORK 25 12TH ST. BROOKLYN

NEW YORK

(LAST LISTED OWNER) Goya Foods, Incorporated CORPORATION DELAWARE 100 Seaview

Drive Secaucus NEW JERSEY 07096

Assignment

Recorded

ASSIGNMENT RECORDED

Attorney of Record Stephen L. Baker

Prior Registrations 0391069;0622395;0733156

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECTION 8(10-YR) 20130420.

Renewal

3RD RENEWAL 20130420

Live/Dead

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Indicator

TESS HOME NEW USER STRUCTURED	FREE FORM BROWSEDICT	SEARCH OG TOP	HELP PREVLIST	CURRLIST
NEXT LIST FIRST DOC PREV DOC	NEXT DOC LAST DOC			

|.HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

No Image exists for this case.

US Serial Number: 72160704

Application Filing Date: Jan. 15, 196

US Registration Number: 764033

Registration Date: Jan. 28, 196

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 20, 2013

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Coffee, and Edible Olive Oil

International Class(es): 029, 030

U.S Class(es): 046 - Primar

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1939

Use in Commerce: Aug. 1939

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Incorporated

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Jan. 28, 2014

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

Opposer,

v.

Monles

: Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT

Reg. No. 3001516



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.IF IT IS GOYA IT HAS TO BE GOOD

Word Mark

...IF IT IS GOYA IT HAS TO BE GOOD

Goods and Services

IC 030. US 046. G & S: Tomato sauce; salad dressing; hot sauce, salsa, ketchup; hot pepper spice; alimentary paste, bakery goods, barbecue sauce, biscuits, breadcrumbs, burritos, candy, capers, cereal based snack foods, spices and seasonings, tortilla chips, chocolate for baking, coffee, com chips, cookies, crackers, custards, empanadas, enchiladas, frozen entrees consisting primarily of rice or pasta, extracts used as flavoring, failtas, flavoring syrup, flour, grain based food beverages, food starch; flavored, sweetened gelatin desserts; honey; noodles, picante sauce, puddings, chili sauce; table syrup, taco chips, tamales; vinegar, cocoa, pastries; rice, prepared entrees consisting primarily of rice, tapioca, yeast, treacle, salt, condiments, namely, sofrito, adobo, sazon, recato, marinades and mojo; wine sauce for cooking; food extracts consisting of a combination of annatto and lard used to flavor and color foods; corn tortilla mix, corn meal, frozen confections, and cornmeal fritter mix; wine vinegar. FIRST USE: 19681100. FIRST USE IN COMMERCE: 19681100

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code

Serial Number 78451791

Filing Date

July 16, 2004

Current Basis 1A

Basis

Original Filing

Published for Opposition

July 5, 2005

Registration

Number

3001516

Registration

Date

September 27, 2005

Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 SEAVIEW DRIVE Secaucus

NEW JERSEY 07096

Attorney of

Record

Stephen L. Baker

Prior

Registrations

0942879;1122501

Register

Type of Mark TRADEMARK **PRINCIPAL**

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20151110.

Renewal

1ST RENEWAL 20151110

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NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: ...IF IT IS GOYA IT HAS TO BE GOOD

...IF IT IS GOYA IT HAS TO BE

US Serial Number: 78451791

Application Filing Date: Jul. 16, 200

US Registration Number: 3001516

Registration Date: Sep. 27, 200

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 10, 2015

Publication Date: Jul. 05, 2005

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Tomato sauce; salad dressing; hot sauce, salsa, ketchup; hot pepper spice; alimentary paste, bak breadcrumbs, burritos, candy, capers, cereal based snack foods, spices and seasonings, tortilla c chips, cookies, crackers, custards, empanadas, enchiladas, frozen entrees consisting primarily of flavoring, fajitas, flavoring syrup, flour; grain based food beverages, food starch; flavored, sweeter picante sauce, puddings, chili sauce; table syrup, taco chips, tamales; vinegar, cocoa, pastries; ric primarily of rice, tapioca, yeast, treacle, salt, condiments, namely, sofrito, adobo, sazon, recato, m cooking; food extracts consisting of a combination of annatto and lard used to flavor and color foo confections, and cornmeal fritter mix; wine vinegar

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 1968

Use in Commerce: Nov. 1968

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Sep. 27, 2015

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

v.

Opposition No.: 91215657

Opposer,

GO GO

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

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Start List At: OR Jump to record:

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... if it is GOYA it has to be GOOD

Word Mark ...IF IT IS GOYA IT HAS TO BE GOOD

Goods and IC 029. US 046. G & S: CANNED VEGETABLES. FIRST USE: 19681100. FIRST USE IN

Services COMMERCE: 19681100

Mark Drawing (5) MODDO LETTER

Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial Number 72322981

Filing Date March 27, 1969
Current Basis 1A

Original Filing 1A
Basis

Registration 0942879 Number

Registration Date September 12, 1972

Owner (REGISTRANT) GOYA FOODS INC. CORPORATION NEW YORK 25 12TH ST. BROOKI YN N

ner (REGISTRANT) GOYA FOODS INC. CORPORATION NEW YORK 25 12TH ST. BROOKLYN NEW YORK 11215

(LAST LISTED OWNER) GOYA FOODS INC. CORPORATION BY MERGER WITH DELAWARE

100 SEAVIEW DRIVE SECAUCUS NEW JERSEY 07094

Assignment Recorded ASSIGNMENT RECORDED

Attorney of STEPHEN L. BAKER

Prior Registrations0391069;0622395;0733156

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECTION 8(10-YR) 20121009.

Renewal

2ND RENEWAL 20121009

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Indicator

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TESS HOME NEW USER	STRUCTURED FREE FO	ORM BROWSE DICT	SEARCH OG	Тор	HELP	PREV LIST CURR LIST
NEXT LIST FIRST DOC	PREV DOC NEXT D	OC LAST DOC				

STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: ...IF IT IS GOYA IT HAS TO BE GOOD

...if it is GOYA it has to be GOOD

US Serial Number: 72322981

Application Filing Date: Mar. 27, 196

US Registration Number: 942879

Registration Date: Sep. 12, 19;

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 09, 2012

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: CANNED VEGETABLES

International Class(es): 029

U.S Class(es): 046 - Primar

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 1968

Use in Commerce: Nov. 1968

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION State or Count

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Sep. 12, 2012

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO S GE FROZEN & YOGURT

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

:

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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Drawing

Word Mark SI ES GOYA TIENE QUE SER BUENO

"SI ES GOYA TIENE QUE SER BUENO" IS A SPANISH PHRASE AND MAY BE TRANSLATED "IF **Translations**

IT IS GOYA IT HAS TO BE GOOD."

IC 030. US 046. G & S: CRACKERS. FIRST USE: 19500300. FIRST USE IN COMMERCE: Goods and

Services 19500300

Mark Drawing

(1) TYPED DRAWING Code

Serial Number 73171616

Filing Date May 24, 1978

Current Basis 1A

Original Filing 1A Basis

Registration Number

1122501

Registration Date July 17, 1979

Owner (REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 SEAVIEW DRIVE

SECAUCUS NEW JERSEY 07096

Attorney of

STEPHEN L BAKER Record

Prior Registrations

0942879

Type of Mark TRADEMARK **PRINCIPAL** Register

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20090812.

Renewal 2ND RENEWAL 20090812

Live/Dead LIVE

Indicator

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NEXT LIST FIRST D	oc PREV Doc NEXT Doc	LAST DOC	

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: SI ES GOYATIENE QUE SER BUENO

No Image exists for this case.

US Serial Number: 73171616

Application Filing Date: May 24, 197

US Registration Number: 1122501

Registration Date: Jul. 17, 197!

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 12, 2009

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: CRACKERS

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1950

Use in Commerce: Mar. 1950

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Jul. 17, 2009

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO SGE FROZEN SYOGURT

: Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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Record 1 out of 1

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SI ES GOYA TIENE QUE SER BUENO

Word Mark

SI ES GOYA TIENE QUE SER BUENO

Translations

The English translation of "SI ES GOYA TIENE QUE SER BUENO" in the mark is "IF IT IS GOYA IT

HAS TO BE GOOD".

Goods and Services

IC 032. US 045 046 048. G & S: Fruit beverages; Fruit drinks; Fruit-based beverages; Fruit-flavored beverages; Non-alcoholic beverages containing fruit juices. FIRST USE: 20010500. FIRST USE IN

COMMERCE: 20010500

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number

85566098

Filing Date

March 10, 2012

Current Basis

1A

Original Filing

1A

Basis

Published for

Opposition

July 3, 2012

Registration Number

4210054

Registration Date

September 18, 2012

Owner

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07096

Attorney of Record Stephen L. Baker

Prior Registrations 0942879;1122501;3001516;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

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STATUS

DOCUMENTS

MAINTENANCE

Back to Search

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Mark: SI ES GOYATIENE QUE SER BUENO

SI ES GOYA TIENE QUE SER

BUENO

US Serial Number: 85566098

Application Filing Date: Mar. 10, 201

US Registration Number: 4210054

Registration Date: Sep. 18, 20

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance docum

Status Date: Sep. 18, 2012

Publication Date: Jul. 03, 2012

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Fruit beverages; Fruit drinks; Fruit-based beverages; Fruit-flavored beverages; Non-alcoholic bev

International Class(es): 032 - Primary Class

U.S Class(es): 045, 046, 04

Class Status: ACTIVE

Basis: 1(a)

First Use: May 2001

Use in Commerce: May 2001

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO GO FROZEN & YOGURT

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

: Ser. No.: 86037364

Applicant.

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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Typed Drawing

Word Mark JOYAS DE GOYA

Translations The words "JOYAS DE" translate from Spanish into English as "jewels of". The meaning of the

mark as a whole is "jewels of Goya".

Goods and Services IC 030. US 046. G & S: [rice,] spices [and coffee]. FIRST USE: 19940300. FIRST USE IN

COMMERCE: 19940300

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74316336

Filing Date September 21, 1992

Current Basis 1A
Original Filing Basis 1B

Published for

Opposition September 28, 1993

Registration Number 1859228

Registration Date October 18, 1994

Owner (REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07094

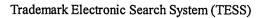
Attorney of Record Stephen L. Baker
Type of Mark TRADEMARK
Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20141106.

Renewal 2ND RENEWAL 20141106

Live/Dead Indicator LIVE

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NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC



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STATUS DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: JOYAS DE GOYA

No Image exists

for this case.

US Serial Number: 74316336

Application Filing Date: Sep. 21, 199

US Registration Number: 1859228

Registration Date: Oct. 18, 199

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 06, 2014

Publication Date: Sep. 28, 1993 Notice of Allowance Date: Dec. 21, 199

Mark Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- · Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: [rice,] spices [and coffee]

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1994

Use in Commerce: Mar. 1994

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Oct. 18, 2014

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GOJOGO FROZEN S YOGURT

: Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

TESS HOME NEW USER STRUCTURED FREE FORM BROWSEDICT SEARCH OG HELP Воттом

NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR Jump to record:

Record 2 out of 2

TSDR

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TTAB Status

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Drawing

Word Mark

JOYAS DE GOYA

Translations

The words "JOYAS DE" translate from Spanish into English as "jewels of". Accordingly, the

meaning of the mark as a whole is "jewels of Goya".

Goods and

IC 032. US 045 046 048. G & S: [fruit drinks,] soft drinks, and malt syrups for beverages. FIRST

Services USE: 19940300. FIRST USE IN COMMERCE: 19940300

Mark Drawing Code (1) TYPED DRAWING

Serial Number

74316337

Filing Date

September 21, 1992

Current Basis

1A

Original Filing

1B

Basis

Published for Opposition

September 28, 1993

Registration

Number

1860499

Registration Date

October 25, 1994

Owner

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07094

Attorney of Record Stephen L. Baker

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20131119.

2ND RENEWAL 20131119 Renewal

Live/Dead Indicator LIVE

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[.HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS DOCUMENTS MAINTENANCE Back to Search Print

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Mark: JOYAS DE GOYA No Image exists

for this case.

US Serial Number: 74316337 Application Filing Date: Sep. 21, 199

US Registration Number: 1860499 Registration Date: Oct. 25, 198

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 19, 2013

Publication Date: Sep. 28, 1993 Notice of Allowance Date: Dec. 21, 199

Mark Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

· Brackets [..] indicate deleted goods/services;

• Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and

• Asterisks *..* identify additional (new) wording in the goods/services.

For: [fruit drinks,] soft drinks, and malt syrups for beverages

International Class(es): 032 - Primary Class

U.S Class(es): 045, 046, 04

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1994 Use in Commerce: Mar. 1994

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Oct. 25, 2014

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

v.

Opposition No.: 91215657

Opposer,

Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

: Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. Ser. No.: 86037364

> OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

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Start List At: OR Jump

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ASSIGN Status TTAB Status

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Typed Drawing

Word Mark GOYA

Goods and Services IC 030. US 046. G & S: coffee. FIRST USE: 19910114. FIRST USE IN COMMERCE:

19910114

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74144498
Filing Date March 4, 1991

Current Basis 1A
Original Filing Basis 1A

Published for

Opposition March 3, 1992

Registration Number 1689199
Registration Date May 26, 1992

Owner (REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 Seaview Drive

Secaucus NEW JERSEY 07094

Attorney of Record Stephen L. Baker

Prior Registrations 0764033

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120307.

Renewal 2ND RENEWAL 20120307

Live/Dead Indicator LIVE

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG TOP HELP PREVILIST CURR LIST

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STATUS DOCUMENTS MAINTENANCE Back to Search Print

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Mark: GOYA No Image exists

for this case.

US Serial Number: 74144498 Application Filing Date: Mar. 04, 199

US Registration Number: 1689199 Registration Date: May 26, 199

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 07, 2012

Publication Date: Mar. 03, 1992

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: coffee

International Class(es): 030 - Primary Class U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 14, 1991 Use in Commerce: Jan. 14, 198

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: May 26, 2012

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO 6 GO FROZEN & YOGURT

: Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

:

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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TESS was last updated on Fri Jan 22 03:21:05 EST 2016

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Record 1 out of 1

ASSIGN Status TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

GOYA

Word Mark

GOYA

Goods and Services

IC 043. US 100 101. G & S: Carry-out restaurants; Catering; Catering in fast-food cafeterias; Catering of food and drinks; Restaurant and catering services; Restaurant, bar and catering services; Fast-food restaurants; Food preparation services; Preparation of food and beverages; Restaurant services; Coffee-house and snack-bar services; Snack bars; Serving food and drinks; Contract food services. FIRST USE: 20080407. FIRST USE IN COMMERCE: 20080407

Standard Characters Claimed

Mark Drawing

Code

(4) STANDARD CHARACTER MARK

Serial Number

77421878

Filing Date

March 14, 2008

Current Basis

1A

Original Filing Basis

1B

Published for

Opposition

July 29, 2008

Registration Number

3640777

Registration

June 16, 2009

Date Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 SEAVIEW DRIVE

SECAUCUS NEW JERSEY 07096

Attorney of Record

Stephen L. Baker

Prior

0764033;1695011;2502127;AND OTHERS

Registrations Type of Mark

SERVICE MARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR).

Live/Dead Indicator

LIVE

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG

TOP

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

STATUS DO

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

GOYA

US Serial Number: 77421878

Application Filing Date: Mar. 14, 200

US Registration Number: 3640777

Registration Date: Jun. 16, 200

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Jul. 11, 2014

Publication Date: Jul. 29, 2008

Notice of Allowance Date: Oct. 21, 200

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Carry-out restaurants; Catering; Catering in fast-food cafeterias; Catering of food and drinks; Res

Restaurant, bar and catering services; Fast-food restaurants; Food preparation services; Prepara services; Coffee-house and snack-bar services; Snack bars; Serving food and drinks; Contract fo

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 07, 2008

Use in Commerce: Apr. 07, 200

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

TM Staff and Location Information

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO GO FROZEN E YOGURT

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

.....

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

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Record 1 out of 1

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GOYA LATIN CAFÉ

Word Mark

GOYA LATIN CAFÉ

Goods and Services

IC 043. US 100 101. G & S: Carry-out restaurants; Fast-food restaurants; Fast-food restaurants and snackbars; Food preparation services; Restaurant services; Snack bars. FIRST USE: 20080400.

FIRST USE IN COMMERCE: 20080400

Standard Characters Claimed

Mark Drawing

Code

(4) STANDARD CHARACTER MARK

Trademark

Search Facility Classification NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters, punctuation and mathematical signs, zodiac signs, prescription marks

Code

Serial Number

77630588

Filing Date

December 10, 2008

Current Basis

1A

Original Filing Basis 1A

-

IA

Published for Opposition

April 28, 2009

Registration Number

3654004

Registration

Date

July 14, 2009

Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07096

Attorney of

Record

Stephen L. Baker

Prior

Registrations

0764033;1695011;2502127;AND OTHERS

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "LATIN CAFÉ" APART FROM THE MARK

AS SHOWN

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR).

Live/Dead Indicator

LIVE

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG

TOP

HELP

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA LATIN CAFÉ

GOYA LATIN CAFÉ

US Serial Number: 77630588

Application Filing Date: Dec. 10, 200

US Registration Number: 3654004

Registration Date: Jul. 14, 200!

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Aug. 04, 2014

Publication Date: Apr. 28, 2009

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Carry-out restaurants; Fast-food restaurants; Fast-food restaurants and snackbars; Food prepara

Snack bars

International Class(es): 043 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 2008

Use in Commerce: Apr. 2008

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

٧.

GO S GE FROZEN S YOGURT

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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TESS was last updated on Fri Jan 22 03:21:05 EST 2016

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Logout Please logout when you are done to release system resources allocated for you.

Start List At:

OR Jump to record:

Record 12 out of 13

TSDR

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Word Mark Goods and Services **GOYA**

IC 029. US 046. G & S: Applesauce; Artichoke paste; Bouillon; Cheese; Cheese food; Chili; Cranberry sauce; Dairy products excluding ice cream, ice milk and frozen yogurt; Dried fruit and vegetables; Dried fruit mixes; Dried fruits; Dried meat; Edible fats; Edible oils; Fish; Fish croquettes; Frozen fruits; Frozen vegetables; Fruit paste; Fruit preserves; Fruit-based snack food; Instant or pre-cooked soup; Jams; Lard; Meat; Meat extracts; Milk; Olive oil; Pickled vegetables; Pork; Pork rinds; Poultry; Preserved fruits; Processed artichokes; Processed coconut; Processed meat; Processed olives; Processed vegetables; Seafood; Snack mix consisting primarily of processed fruits, processed nuts and/or raisins; Soups; Vegetable chips; Vegetable oils; Vegetable-based snack foods; vegetable, fish, and meat croquettes. FIRST USE: 19390800. FIRST USE IN COMMERCE: 19390800

IC 030. US 046. G & S: Alimentary paste; Bakery desserts; Bakery goods; Barbecue sauce; Burritos; Candy; Capers; Chocolate; Chocolates and chocolate based ready to eat candies and snacks; Cocoa; Coffee; Corn fritters; Custards; Dumplings; Empanadas; Enchiladas; Fajitas; Fish dumplings; Flour; Food seasonings; Frozen confections; Grain-based food beverages; Grain-based snack foods; Hominy; Honey; Hot sauce; Marinades; Mixes for bakery goods; [Mixes for making batters;] Mixes for making batter for hushpuppies; Mixes for making batters for fried foods; Noodles; Pastries; Pepper; Picante sauce; Rice; Rice-based snack foods; Salsa; Sauces; Seasoned coating for meat, fish, poultry; Seasoned coating mixtures for foods; Seasonings; Snack cakes; Spices; Taco chips; Tacos; Tamales; Tapioca; Tomato sauce; Tortilla chips; Tortillas; Vinegar; Wine vinegar. FIRST USE: 19390800. FIRST USE IN COMMERCE: 19390800

IC 032. US 045 046 048. G & S: Fruit nectars; Fruits drinks and fruit juices; Non-alcoholic malt beverage; Soft drinks; Syrups for making soft drinks; Vegetable juice. FIRST USE: 19590406. FIRST USE IN COMMERCE: 19590406

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Serial Number 77539854 Filing Date August 5, 2008

Current Basis 1A Original Filing 1A

Basis

Code

Published for Opposition Nove

November 18, 2008

Registration Number

3570054

International

Registration Number 0982166

Registration

Date Owner February 3, 2009

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 Seaview Drive Secaucus

NEW JERSEY 07096

Attorney of Record

Stephen L. Baker

Prior

2155280;2169948;2502127;AND OTHERS

NEXT DOC

Type of Mark TRADEMARK Register PRINCIPAL

NEXT LIST FIRST DOC PREV DOC

Affidavit Text SECT 15. SECT 8 (6-YR).

Live/Dead

Indicator LIVE

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LAST DOC

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

GOYA

US Serial Number: 77539854

Application Filing Date: Aug. 05, 200

US Registration Number: 3570054

Registration Date: Feb. 03, 200

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Dec. 08, 2014

Publication Date: Nov. 18, 2008

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- · Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Applesauce; Artichoke paste; Bouillon; Cheese; Cheese food; Chili; Cranberry sauce; Dairy produ frozen yogurt; Dried fruit and vegetables; Dried fruit mixes; Dried fruits; Dried meat; Edible fats; Ec fruits; Frozen vegetables; Fruit paste; Fruit preserves; Fruit-based snack food; Instant or pre-cook extracts; Milk; Olive oil; Pickled vegetables; Pork; Pork rinds; Poultry; Preserved fruits; Processed Processed meat; Processed olives; Processed vegetables; Seafood; Snack mix consisting primari and/or raisins; Soups; Vegetable chips; Vegetable oils; Vegetable-based snack foods; vegetable, t

International Class(es): 029 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1939

Use in Commerce: Aug. 1939

For: Alimentary paste; Bakery desserts; Bakery goods; Barbecue sauce; Burritos; Candy; Capers; Cho based ready to eat candies and snacks; Cocoa; Coffee; Corn fritters; Custards; Dumplings; Empa dumplings; Flour; Food seasonings; Frozen confections; Grain-based food beverages; Grain-base sauce; Marinades; Mixes for bakery goods; [Mixes for making baking batters;] Mixes for making I making batters for fried foods; Noodles; Pastries; Pepper; Picante sauce; Rice; Rice-based snack

coating for meat, fish, poultry; Seasoned coating mixtures for foods; Seasonings; Snack cakes; St

Tapioca; Tomato sauce; Tortilla chips; Tortillas; Vinegar; Wine vinegar

International Class(es): 030 - Primary Class U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1939

Use in Commerce: Aug. 1939

For: Fruit nectars; Fruits drinks and fruit juices; Non-alcoholic malt beverage; Soft drinks; Syrups for m

International Class(es): 032 - Primary Class

U.S Class(es): 045, 046, 04

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 06, 1959 Use in Commerce: Apr. 06, 195

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

TM Staff and Location Information

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

Opposer,

V. GOIG

Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home Site Index Search FAQ Glossary Guides Contacts eBusiness eBiz alerts News Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG BOTTOM HELP PREV LIST CURR	LIST
NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC	
Logout Please logout when you are done to release system resources allocated for you	vu.

Start List At: Jump Record 2 out of 2

TSDR ASSIGN Status TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

GOYA

Word Mark

GOYA

Goods and **Services**

IC 035. US 100 101 102. G & S: Computerized on-line retail store services in the field of foods and beverages; Retail grocery stores; Retail store services featuring foods and beverages. FIRST USE: 20051007, FIRST USE IN COMMERCE: 20051007

Standard Characters -

Claimed

Mark

Drawing

(4) STANDARD CHARACTER MARK

Code Serial

77904649 Number

January 4, 2010

Filing Date Current

1A

Basis

Original Filing Basis

1A

Published

for

May 11, 2010

Opposition

Registration

3825092

Number Registration

Date

July 27, 2010

Owner

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus NEW

JERSEY 07096

Attorney of

Record

Stephen L. Baker

Prior

2502127;2797713;3570054;AND OTHERS

Type of Mark SERVICE MARK

Register

PRINCIPAL

Live/Dead

Indicator

LIVE

NEW USER

STRUCTURED

FREE FORM

BROWSK DICT

SEARCH OG

TOP

HELP

PREVLIST CURR LIST

NEXT LIST FIRST DOC

PREV DOC

NEXT DOC

LAST DOC

| HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

GOYA

US Serial Number: 77904649

Application Filing Date: Jan. 04, 201

US Registration Number: 3825092

Registration Date: Jul. 27, 2011

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance docum

Status Date: Jul. 27, 2010

Publication Date: May 11, 2010

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- · Asterisks *..* identify additional (new) wording in the goods/services.

For: Computerized on-line retail store services in the field of foods and beverages; Retail grocery store

and beverages

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 10

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 07, 2005

Use in Commerce: Oct. 07, 200

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION

State or Country Where DELAWARE Organized:

Attorney/Correspondence Information

Prosecution History

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

Opposition No.: 91215657

Opposer,

v.

GO GC FROZEN SYOGURT

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

: Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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TESS was last updated on Fri Jan 22 03:21:05 EST 2016

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Start List At:

OR Jump to record:

Record 5 out of 5

TSDR

ASSIGN Status

TTAB Status

(Use the "Back" button of the Internet Browser to

return to TESS)

Drawing

Word Mark

GOYA

Goods and Services

IC 042. US 100. G & S: catering services. FIRST USE: 19650000, FIRST USE IN

COMMERCE: 19650000

Mark Drawing Code

(1) TYPED DRAWING

Serial Number

74084484

Filing Date

July 30, 1990

Current Basis

1A

Original Filing Basis

1A

Published for

Opposition

March 24, 1992

Registration Number

1695011

Registration Date

June 16, 1992

Owner

(REGISTRANT) GOYA FOODS, INC. CORPORATION DELAWARE 100 Seaview Drive

Secaucus NEW JERSEY 07094

Attorney of Record

Stephen L. Baker

Prior Registrations

1309470; AND OTHERS

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120630.

Renewal

2ND RENEWAL 20120630

Live/Dead Indicator LIVE

TESS HOME

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TOP

HELP

PREVILIST CURR LIST

NEXT LIST FIRST DOC PREV DOC

NEXT DOC

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

No Image exists

for this case.

US Serial Number: 74084484

Application Filing Date: Jul. 30, 199

US Registration Number: 1695011

Registration Date: Jun. 16, 199

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jun. 30, 2012

Publication Date: Mar. 24, 1992

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: catering services

International Class(es): 042 - Primary Class

U.S Class(es): 100

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Jun. 16, 2012

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC. : Opposition No.: 91215657

:

Opposer,

:

GO GO FROZEN & YOGURT

: Mark:

: Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

v.

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. : Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

TESS HOME NEW USER STRUCTURED BROWSEDICT SEARCH OG BOTTOM FREE FORM HELP PREVIST CURRLIST

NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

Please logout when you are done to release system resources allocated for you.

Start List At:

OR Jump to record: Record 37 out of 37

TSDR ASSIGN Status **TTAB Status**

(Use the "Back" button of the Internet Browser to

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GOYA

Word Mark

GOYA

Goods and Services

IC 001 005 029 030 031 032. US 046. G & S: BEEF STEW, VIENNA SAUSAGE, CANNED FRUIT JUICES, CEREAL, CORN MEAL, HOMINY, CRACKERS, EDIBLE OILS, CORN OIL, OLIVE OIL, FRUIT SYRUP, [SESAME SEED SYRUP,]GRAPE JUICE, JELLIES AND PRESERVES, MAYONNAISE, OLIVES, RICE, SOUPS, SPAGHETTI, SPICES, SALT, PEPPER, OREGANO, VINEGAR, FLAVORING EXTRACTS, MEAT SAUCE, SWEET CHOCOLATE, TOMATO SAUCE, CHEESE, CREAM OF COCONUT, CANNED VEGETABLES, PAPAYA NECTAR, PEACH NECTAR, GUAVA NECTAR. SPAGHETTI AND MEAT BALLS, MEAT SAUCE AND CONDIMENT, BREADFUIT; PREPARED SEA FOOD-NAMELY, SHRIMP, SPICED SHRIMP, AND [LOBSTER GUMBO,] CANNED FISH, PASTELES, PUERTO RICAN SANCOCHO, FRUIT COCKTAIL, PREPARED COCONUT, AND FLAN CUSTARD. FIRST USE: 19390800. FIRST USE IN COMMERCE: 19390800

Mark Drawing

(1) TYPED DRAWING

Code

Serial

Number

72429883

Filing Date

July 14, 1972

Current Basis 1A

Original Filing 1A

Basis

Registration Number

0962193

Registration

Date

June 26, 1973

Owner

(REGISTRANT) GOYA FOODS INC. CORPORATION NEW YORK 25 12TH ST. BROOKLYN NEW

YORK 11232

(LAST LISTED OWNER) GOYA FOODS, INC. CORPORATION BY MERGER WITH DELAWARE 100

SEAVIEW DRIVE SECAUCUS NEW JERSEY 07094

Assignment Recorded

ASSIGNMENT RECORDED

Attorney of Record

STEPHEN L. BAKER

Prior

0391069;0764033;AND OTHERS

Registrations

Type of Mark TRADEMARK

Register

PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20121212.

Renewal

3RD RENEWAL 20121212

Live/Dead Indicator

LIVE

TESS HOME NEW USER STRUCTURED FREE FORM BROWSEDICT SEARCH OG

TOP

HELP PREVILIST CURR LIST

NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

GOYA

US Serial Number: 72429883

Application Filing Date: Jul. 14, 1972

US Registration Number: 962193

Registration Date: Jun. 26, 197

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Dec. 12, 2012

Mark Information

Related Properties Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: BEEF STEW, VIENNA SAUSAGE, CANNED FRUIT JUICES, CEREAL, CORN MEAL, HOMINY, C OLIVE OIL, FRUIT SYRUP, [SESAME SEED SYRUP,]GRAPE JUICE, JELLIES AND PRESERVE SOUPS, SPAGHETTI, SPICES, SALT, PEPPER, OREGANO, VINEGAR, FLAVORING EXTRACT CHOCOLATE, TOMATO SAUCE, CHEESE, CREAM OF COCONUT, CANNED VEGETABLES, P. GUAVA NECTAR, SPAGHETTI AND MEAT BALLS, MEAT SAUCE AND CONDIMENT, BREADFU SHRIMP, SPICED SHRIMP, AND [LOBSTER GUMBO,] CANNED FISH, PASTELES, PUERTO F

COCKTAIL, PREPARED COCONUT, AND FLAN CUSTARD

International Class(es): 001, 005, 029, 030, 031, 032

U.S Class(es): 046 - Primar

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1939

Use in Commerce: Aug. 1939

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 07094

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Jun. 26, 2013

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

v.

Opposition No.: 91215657

Opposer,

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG BOTTOM HELP PREVILIST CURRILIST

NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

Logout Please logout when you are done to release system resources allocated for you.

Start List At:

OR Jump to record:

Record 13 out of 13

TSDR

ASSIGN Status

TTAB Status

(Use the "Back" button of the Internet Browser to

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Drawing

Word Mark

GOYA

Goods and **Services**

IC 025. US 039. G & S: Hats, Jackets and Shirts. FIRST USE: 19600601. FIRST USE IN

COMMERCE: 19700601

Mark Drawing

Code

(1) TYPED DRAWING

Serial Number

73405064

Filing Date

December 6, 1982

Current Basis

1A

Original Filing Basis

1A

Published for

Opposition

April 3, 1984

Registration

Number

1283430

Registration Date

June 26, 1984

Owner

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Dr. Secaucus NEW

JERSEY 07094

(LAST LISTED OWNER) GOYA FOODS, INC. LIMITED LIABILITY COMPANY BY MERGER WITH

NETHERLANDS 100 SEAVIEW DRIVE SECAUCUS NEW JERSEY 070961592

Attorney of

Stephen L. Baker Record

Type of Mark

TRADEMARK

Register

PRINCIPAL-2(F)

Affidavit Text

SECT 8 (6-YR). SECTION 8(10-YR) 20140630.

Renewal

2ND RENEWAL 20140630

Live/Dead

LIVE

Indicator

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG TOP HELP PREV LIST CURR LIST
NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

| .HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

No Image exists

for this case.

US Serial Number: 73405064

Application Filing Date: Dec. 06, 198

US Registration Number: 1283430

Registration Date: Jun. 26, 198

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 30, 2014

Publication Date: Apr. 03, 1984

Mark Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- · Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Hats, Jackets and Shirts

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 01, 1960

Use in Commerce: Jun. 01, 197

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: GOYA FOODS, INC.

Owner Address: 100 SEAVIEW DRIVE

SECAUCUS, NEW JERSEY UNITED STATES 070961592

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where NETHERLA

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Renewal Date: Jun. 26, 2014

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOYA FOODS, INC.

٧.

Opposition No.: 91215657

Opposer,

Mark:

Ser. No.: 86060111

GOYOGO FROZEN YOGURT, LLC,

Mark: GOYOGO FROZEN YOGURT OUR

INGREDIENTS YOUR CREATION

Applicant. Ser. No.: 86037364

OPPOSER'S FIRST NOTICE OF RELIANCE PURSUANT TO 37 CFR §2.122(d)(2)

EXHIBIT



Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Fri Jan 22 03:21:05 EST 2016

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Logout Please logout when you are done to release system resources allocated for you.

Start List At:

OR Jump to record:

Record 6 out of 6

TSDR

ASSIGN Status

TTAB Status

(Use the "Back" button of the Internet Browser to

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Word Mark

GOYA

Goods and Services

IC 016. US 002 005 022 023 029 037 038 050. G & S: Pens, posters, [writing paper, printed material, namely, price lists, mail order catalogs featuring clocks, pot holders,] [aprons,] [magnetic note pads, note pads, cooking utensils, clothing, backpacks, toys, key rings, bibs for children,] drinking utensils, [cooler bags, writing instruments and umbrellas; note pads,] and cookbooks. FIRST USE: 19681015.

Mark Drawing

FIRST USE IN COMMERCE: 19681015

Code

(1) TYPED DRAWING

Serial Number 76267384

Filing Date

June 5, 2001

Current Basis 1A

Original Filing

1A

Basis

Published for

Opposition

September 3, 2002

Registration

Number

2653723

Registration

Date

November 26, 2002

Owner

(REGISTRANT) Goya Foods, Inc. CORPORATION DELAWARE 100 Seaview Drive Secaucus NEW

JERSEY 07096

Attorney of Record

Stephen L. Baker

Type of Mark

TRADEMARK

1 -50

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120416.

Renewal

1ST RENEWAL 20120416

Live/Dead Indicator

LIVE

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NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

 $|\ .\mathsf{HOME}\ |\ \mathsf{SITE}\ \mathsf{INDEX}\ |\ \mathsf{SEARCH}\ |\ \mathsf{eBUSINESS}\ |\ \mathsf{HELP}\ |\ \mathsf{PRIVACY}\ \mathsf{POLICY}$

DOCUMENTS

MAINTENANCE

Back to Search

Print

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Mark: GOYA

GOYA

US Serial Number: 76267384

Application Filing Date: Jun. 05, 200

US Registration Number: 2653723

Registration Date: Nov. 26, 200

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 16, 2012

Publication Date: Sep. 03, 2002

Mark Information

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Pens, posters, [writing paper, printed material, namely, price lists, mail order catalogs featuring climagnetic note pads, note pads, cooking utensils, clothing, backpacks, toys, key rings, bibs for chi

writing instruments and umbrellas; note pads,] and cookbooks

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 02

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 15, 1968

Use in Commerce: Oct. 15, 196

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Goya Foods, Inc.

Owner Address: 100 Seaview Drive

Secaucus, NEW JERSEY UNITED STATES 07096

Legal Entity Type: CORPORATION State or Country Where DELAWARE

Organized:

Attorney/Correspondence Information

Prosecution History

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

Renewal Date: Nov. 26, 2012

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load